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	NSCE-00	OIC-02	OPIC-01	PRS-00	P-00	SP-00	SS-00
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SOURCE: CBLEXCLS.002314

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TO USMISSION GENEVA IMMEDIATE

INFO USMISSION USUN NEW YORK PRIORITY

UNCLAS STATE 060693

E.O. 12958: N/A

TAGS: PHUM, UNHRC-1, US

SUBJECT: 57TH CHR: INITIAL GUIDANCE ON DRAFT RESOLUTION ON
INVOLUNTARY DISAPPEARANCES

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REF: GENEVA FAX NO. 73 DATED 4/5/01

1. USDEL SHOULD OPPOSE EFFORTS IN OP11 AND OP12 TO CREATE AN
AN INTERSESSIONAL WORKING GROUP AND APPOINT AN EXPERT TO
CREATE A DRAFT INTERNATIONAL CONVENTION ON THE PROTECTION OF
ALL PERSONS FROM ENFORCED DISAPPEARANCE BASED ON THE WORK OF
THE SUB-COMMISSION ON THIS ISSUE. THIS INTERNATIONAL
CONVENTION WOULD CLEARLY DUPLICATE WORK NOW BEING HANDLED BY
A HOST OF INTERNATIONAL INSTRUMENTS, INCLUDING THE
INTERNATIONAL COVENANT ON CIVIL AND POLITICAL RIGHTS, THE
CONVENTION AGAINST TORTURE, THE DECLARATION OF THE PROTECTION
OF ALL PERSONS FROM ENFORCED DISAPPEARANCES (ADOPTED BY THE
GENERAL ASSEMBLY IN 1992) AND THE INTER-AMERICAN CONVENTION

UNITED STATES DEPARTMENT OF STATE
REVIEW AUTHORITY: ARCHIE M BOLSTER
DATE/CASE ID: 18 JUN 2009 200706444

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ON DISAPPEARANCES. EXISTING TREATY BODIES INCLUDING THE HUMAN RIGHTS COMMITTEE AND THE COMMITTEE AGAINST TORTURE ARE ALREADY CHARGED WITH MONITORING STATE COMPLIANCE WITH RESPECT TO THE QUESTION OF INVOLUNTARY DISAPPEARANCES. THE CREATION OF YET ANOTHER TREATY BODY COULD VERY WELL CONFUSE THE LINES OF AUTHORITY TO THE DETRIMENT OF WORK CURRENTLY BEING PERFORMED IN THIS AREA.

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2. THE ABOVE SHOULD NOT BE CONFUSED WITH THE WORKING GROUP ON ENFORCED AND INVOLUNTARY DISAPPEARANCES WHOSE BASIC MANDATE IS TO ASSIST THE RELATIVES OF DISAPPEARED PERSONS TO ASCERTAIN THE FATE AND WHEREABOUTS OF THEIR FAMILY MEMBERS. THE U.S. STRONGLY SUPPORTS THIS WORKING GROUP AND THE RENEWAL OF ITS MANDATE FOR AN ADDITIONAL THREE YEARS (OP9).
POWELL

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